

## **MINUTES – MARCH 21, 2000**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 21<sup>st</sup> day of March, 2000, the Commissioners' Court convened the regular Voting Session at 9:10 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Melissa Velasquez.

The Commissioners' Court recessed the Voting Session at 11:59 AM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 1:39 PM and adjourned at 1:40 PM.

The Commissioners' Court, meeting as the Travis County Housing Finance Corporation (TCHFC) called to order the Voting Session at 1:40 PM and adjourned the Voting Session at 1:53 PM.

The Commissioners' Court reconvened the Voting Session at 1:53 PM.

The Commissioners' Court retired to Executive Session at 1:53 PM.

The Commissioners' Court reconvened the Voting Session at 3:21 PM.

The Commissioners' Court adjourned the Voting Session at 3:24 PM.

**PUBLIC HEARINGS**

- 1. PUBLIC HEARING FOR THE REVISION OF A SUBDIVISION IN PRECINCT TWO: RESUBDIVISION OF LOTS 168, 169 AND 170 SANDY CREEK RANCHES PHASE FIVE (7 LOTS - 4.344 ACRES - FAWN DRIVE - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY. (9:10 AM)

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to open the public hearing.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Baxter to close the public hearing.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

**Clerk’s Note:** The Action Item for Item 1 is Item C8. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

**CITIZENS COMMUNICATION**

**Members of the Court heard from:** Lynn Moshier, Private Citizen. (9:12 AM)

**CONSENT ITEMS**

**2. Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve the following Consent Items: C1-C8 and Items 5, 6, 9, 10, 11, 13, 14, 15, 23, 28, 29, and 30. (9:20 AM)

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| <b>Motion carried:</b> County Judge Samuel T. Biscoe | yes |
| Precinct 1, Commissioner Ron Davis                   | yes |
| Precinct 2, Commissioner Karen Sonleitner            | yes |
| Precinct 3, Commissioner Todd Baxter                 | yes |
| Precinct 4, Commissioner Margaret J. Gómez           | yes |

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE COMMISSIONERS’ COURT MINUTES FOR VOTING SESSION OF MARCH 7, 2000.
- C4.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR DESSAU ROAD FROM EAST HOWARD LANE TO CITY OF PFLUGERVILLE, IN PRECINCT TWO.
- C5.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES FOR ROSS ROAD FROM PEARCE LANE TO STATE HIGHWAY 71, IN PRECINCT FOUR.
- C6.** APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN AUSTIN’S COLONY PHASE TWO, PHASE ONE AND TWO (PER PHASING AGREEMENT), TWO PARTS OF A SUBDIVISION, IN PRECINCT ONE.
- C7.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: SIMMONS-WILLIAMS SUBDIVISION - (SHORTFORM - NO FISCAL - 2 LOTS - 9.992 ACRES-SEPTIC SYSTEMS APPROVED BY TCOSSF - PAWNEE PASS SOUTH - LAKEWAY ETJ).
- C8.** APPROVE REVISION OF A SUBDIVISION IN PRECINCT TWO: RESUBDIVISION OF LOTS 168, 169 AND 170 SANDY CREEK RANCHES PHASE FIVE (7 LOTS - 4.344 ACRES - FAWN DRIVE - NO FISCAL REQUIRED - SEWAGE SERVICE TO BE PROVIDED BY ON-SITE SEWAGE FACILITY).

**Clerk’s Note:** Item C8 is the Action Item for Item 1.

- 3. RECEIVE BRIEFING REGARDING PROHIBITING OUTDOOR BURNING IN THE UNINCORPORATED AREAS OF TRAVIS COUNTY, AND TAKE APPROPRIATE ACTION. (9:19 AM)**

Item 3 postponed until March 28, 2000.

### **HEALTH AND HUMAN SERVICES ITEMS**

- 4. DISCUSS ADDITIONAL FINANCIAL REQUIREMENTS OF THE FOLLOWING AND TAKE APPROPRIATE ACTION: (9:19 AM)**
  - A. RURAL MEDICAL ASSISTANCE PROGRAM (RMAP);**
  - B. CURRENT SOCIAL SERVICES CONTRACTS; AND**
  - C. POTENTIAL NEW SOCIAL SERVICES CONTRACTS.**

Items 4.A, B, and C postponed until March 28, 2000.

### **PURCHASING DEPARTMENT ITEMS**

- 5. APPROVE AND RATIFY MODIFICATION NO. 3 TO CONTRACT NO. PS960016LH, YOUTH ADVOCATE PROGRAMS, INC. FOR PROVISION OF MENTORING SERVICES FOR JUVENILE OFFENDERS UNDER THE SUPERVISION OF THE TRAVIS COUNTY JUVENILE PROBATION DEPARTMENT. (9:20 AM)**

Item 5 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 6. APPROVE AWARD OF CONTRACT #PS000073-MQ, MEDICAL SERVICES FOR SHERIFF'S OFFICE TO E-STAFF. (9:20 AM)**

Item 6 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

7. APPROVE A SIXTY (60) DAY EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. 99T0127-DM, AMERITEX GUARD SERVICES, FOR ON-SITE COMMISSIONED SECURITY GUARD SERVICES; CONTRACT APPROVED ON APRIL 27, 1999. (9:24 AM)

**Members of the Court heard from:** Frank Holder, Assistant Purchasing Agent; Cyd Grimes, Travis County Purchasing Agent; Mark Ashworth, Domestic Relations Office (DRO); and Cecelia Burke, DRO.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Baxter to approve Item 7.

**Motion carried:**

|  |     |
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| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

8. APPROVE EXTERNAL AUDIT CONTRACTS WITH DELOITTE & TOUCHE FOR TRAVIS COUNTY, COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT AND JUVENILE COURT. (9:19 AM)

Item 8 postponed until March 28, 2000.

9. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 2) TO CONTRACT NO. 98T0173-MG, ACCO WASTE PAPER OF AUSTIN FOR COLLECTION AND TRANSPORTATION OF RECYCLABLE MATERIALS; CONTRACT APPROVED ON JUNE 2, 1998. (9:20 AM)

Item 9 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

10. APPROVE A 12-MONTH EXTENSION (MODIFICATION NO. 1) TO CONTRACT NO. MA990152-CSU, FOR MAINTENANCE SUPPORT OF XEROX DOCUTECH PRINTER/COPIER SYSTEM. (9:20 AM)

Item 10 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 11. APPROVE CONTRACT AWARD FOR THE PROVISION OF EMULSIFIED ASPHALT, IFB #B000034-LD, TO THE SOLE BIDDER, KOCH MATERIALS, AUSTIN, TX. (9:20 AM)

Item 11 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 12. DECLARE CERTAIN PROPERTY AS SURPLUS PROPERTY PURSUANT TO SECTION 263.151 OF THE TEXAS LOCAL GOVERNMENT CODE. (9:37 AM)

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 12.

**Motion carried:**

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| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

- 13. REJECT ALL BIDS RECEIVED FOR IFB #B000031-RG, JANITORIAL SUPPLIES, AND REBID. (9:20 AM)

Item 13 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

- 14. APPROVE CONTRACT AWARD FOR AUCTIONEER SERVICES - SURPLUS, SEIZED AND ABANDONED PROPERTY, RFS# S000020-JP, TO THE SOLE RESPONDENT, GASTON & SHEEHAN AUCTIONEERS, INC. (PURCHASING-FIXED ASSETS). (9:20 AM)

Item 14 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**TRANSPORTATION & NATURAL RESOURCES DEPT. ITEMS**

15. APPROVE AGREEMENT BETWEEN TRAVIS COUNTY AND TEXAS DEPARTMENT OF TRANSPORTATION FOR SURFACE TRANSPORTATION PROGRAM (STP) 4C FUNDING OF THE CONSTRUCTION OF 1.75 MILE TRAIL CONNECTING THE PFLUGERVILLE HIKE AND BIKE TRAIL SYSTEM WITH TRAVIS COUNTY'S NORTHEAST METROPOLITAN PARK. (9:20 AM)

Item 15 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

16. DISCUSS REQUEST FOR COUNTY CONTRIBUTION TO STATE HIGHWAY PROJECT ON LOOP 1 NORTH, AND TAKE APPROPRIATE ACTION. (9:39 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; David Copp, Texas Turnpike Authority; and Christian Smith, Executive Manager, Planning and Budget Office (PBO).

Discussion Only.

17. DISCUSS REQUEST FOR COUNTY CONTRIBUTION TO THE FOLLOWING STATE HIGHWAY PROJECTS AND TAKE APPROPRIATE ACTION: (10:24 AM)
- A. U.S. 290 W. PROJECT;
  - B. I.H. 35 NORTH PROJECT;
  - C. U.S. 183 SOUTH PROJECT.

**Clerk's Note:** Items 17.A, B, and C are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Christian Smith, Executive Manager, PBO.

Discussion Only.

18. APPROVE AGREEMENT WITH NORTH AMERICA’S SUPERHIGHWAY COALITION AND CONSIDER DESIGNATING THE EXECUTIVE MANAGER OF TNR AS THE COUNTY’S REPRESENTATIVE TO THE BOARD OF DIRECTORS. (10:53 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Judge Biscoe **and seconded by** Commissioner Davis to approve Item 18.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

- 19. A. APPROVE CASH SECURITY AGREEMENT FOR COLDWATER PUD SECTION 1 (PER COLDWATER PUD SECTION 2 PHASING AGREEMENT), A SUBDIVISION IN PRECINCT TWO. (11:04 AM) (11:06 AM)
- B. APPROVE ACCEPTANCE OF DEDICATION OF STREET AND DRAINAGE FACILITIES IN COLDWATER PUD SECTION 1, A SUBDIVISION IN PRECINCT TWO.

**Clerk’s Note:** Items 19.A and B are associated with one another and were called for concurrent discussion.

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

**Motion by** Commissioner Sonleitner **and seconded by** Judge Biscoe to approve Items 19.A and B.

**Motion carried:**

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| County Judge Samuel T. Biscoe              | yes    |
| Precinct 1, Commissioner Ron Davis         | absent |
| Precinct 2, Commissioner Karen Sonleitner  | yes    |
| Precinct 3, Commissioner Todd Baxter       | yes    |
| Precinct 4, Commissioner Margaret J. Gómez | yes    |

**Clerk’s Note:** Items 19.A and B was further discussed at 11:06 AM with a request by Commissioner Davis that the Commissioners’ Court record reflect a Corrected Vote on Items 19.A and B. Judge Biscoe instructed that the record show Commissioner Davis voting in favor of the Motion on Items 19.A and B. The Commissioners’ Court record does reflect the Corrected Vote.

**Motion carried:**

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|--|---|-----|
| County Judge Samuel T. Biscoe              | - | yes |
| Precinct 1, Commissioner Ron Davis         | - | yes |
| Precinct 2, Commissioner Karen Sonleitner  | - | yes |
| Precinct 3, Commissioner Todd Baxter       | - | yes |
| Precinct 4, Commissioner Margaret J. Gómez | - | yes |

- 20. A. APPROVE A QUITCLAIM DEED TO RELEASE A PORTION OF RIVER PLACE BOULEVARD R-O-W IN PRECINCT TWO. (11:06 AM)
- B. APPROVE A PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOTS 2 AND 4, BLOCK A OF RIVER PLACE GOLF COURSE, AND LOT 178, BLOCK A OF RIVER PLACE SECTION 22 - (LONGFORM - NO FISCAL REQUIRED - 4 LOTS - 52.828 ACRES - RIVER PLACE BLVD. - WASTEWATER SERVICE TO BE PROVIDED FOR BY RIVER PLACE MUD).

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

Items 20.A and B to be reposted on March 28, 2000.

**PLANNING AND BUDGET DEPT. ITEMS**

- 21. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (11:58 AM)

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO.

**Motion by** Judge Biscoe **and seconded by** Commissioner Gómez to approve Item 21.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

**ADMINISTRATIVE OPERATIONS ITEMS**

- 22. CONSIDER APPLICABLE STANDARDS TO ASSESS RESTRUCTURING AND MARKET SALARY SURVEY RECOMMENDATIONS AND TAKE APPROPRIATE ACTION. (11:06 AM)

**Members of the Court heard from:** Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Carlotta Valdez Leavy, Compensation and Benefits Manager, HRMD; and Norman McRee, Budget/Process Improvement Analyst, HRMD.

Discussion Only.

23. APPROVE SECOND MODIFICATION OF LEASE AGREEMENT FOR PRECINCT 3 JUSTICE OF THE PEACE AND CONSTABLE OFFICES AT 2919 MANCHACA ROAD. (9:20 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

24. APPROVE PAYMENT OF \$3,891 PURSUANT TO LEASE CONTRACT PROVISION FOR COUNSELING AND EDUCATION SERVICES FACILITY AT 4920 I.H. 35. (11:55 AM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management.

**Motion by** Commissioner Davis **and seconded by** Commissioner Gómez to approve Item 24.

**Motion carried:**

|  |     |
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| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

25. APPROVE PERSONNEL AMENDMENTS. (11:57 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Linda Moore Smith, Director, HRMD.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Davis to approve the personnel amendments as recommended by the Court’s personnel director.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

**OTHER ITEMS**

- 26. **TAKE UP AT 1:30 P.M.** DISCUSS STATUS, NECESSARY CONTRACT MODIFICATIONS AND RELATED ISSUES ON THE CRIMINAL JUSTICE PROGRAM (CJP) PROJECTS, AND TAKE APPROPRIATE ACTION. (11:58 AM)

No action necessary on Item 26.

- 27. APPROVE A FEDERAL WORK STUDY AGREEMENT FOR JUSTICE OF THE PEACE, PRECINCT 3. (11:45 AM)

**Members of the Court heard from:** Ruth Allison, Division Manager, Justice of the Peace Precinct 3; John Hille, Assistant County Attorney; and Leroy Nellis, Budget Manager, PBO.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to authorize the Precinct 3 JP Office to implement this program that allows us to use students to work in that office. 25% of that salary will be paid from the JP 3 current budget, 75% will be advanced from Allocated Reserve. The Court is asking the County Attorney’s Office to prepare an appropriate contract, and work through Purchasing and the other County Departments pecessary to implement this, including the Auditor. And that the Court get out word to the other Departments that we’re not trying to nick their interest in this, but the Court does want them to come through the Commissioners’ Court for approval of specific contracts.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

- 28. REAPPOINT COMMISSIONER MARGARET GOMEZ TO THE CAPITAL AREA RURAL TRANSPORTATION SYSTEM (CARTS) BOARD OF DIRECTORS. (9:20 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 29. RECEIVE REVENUE AND EXPENDITURE REPORTS FROM AUDITOR FOR THE MONTH OF FEBRUARY 2000. (9:20 AM)

Item 29 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 30. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:20 AM)**

Item 30 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

### **EXECUTIVE SESSION ITEMS**

Note 1 -Gov't Code Ann 551.071, Consultation with Attorney

Note 2 -Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

Note 4 - Gov't Code Ann 551.076, Security

- 31. A. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY'S OFFICE REGARDING CONTRACTS WITH FLUOR DANIEL, INC., M.W. BUILDERS, GRAEBER, SIMMONS & COWAN AND OTHER CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>  
(1:53 PM) (3:21 PM)**
- B. RECEIVE BRIEFING FROM COUNTY ATTORNEY'S OFFICE REGARDING CLAIMS RECEIVED FROM CONTRACTORS FOR THE CRIMINAL JUSTICE CENTER AND TAKE APPROPRIATE ACTION. <sup>1</sup>**

**Clerk's Note:** Items 31.A and B are associated with one another and were called for concurrent discussion.

Judge Biscoe announced that Items 31.A and B would be considered in Executive Session.

No action necessary on Items 31.A and B.

Items 31.A and B to be reposted on March 28, 2000.

- 32. REVIEW STATUS OF LEASE AT 1300 GUADALUPE AND TAKE APPROPRIATE ACTION. <sup>1</sup> AND <sup>2</sup> (1:53 PM) (3:21 PM)

Judge Biscoe announced that Item 32 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Gómez** that the Court authorize further tests, and that the tests be paid for through the Risk Management Fund.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

Item 32 to be reposted on March 28, 2000.

- 33. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER SETTLEMENT, AND/OR TAKE APPROPRIATE ACTION IN RICARDO LAGRANGE V. DEBRA GALLOWAY, ET AL, CAUSE NO. A-99-CA-462 JN, (FRASIER; CIVIL RIGHTS). <sup>1</sup> (1:53 PM) (3:22 PM)

Judge Biscoe announced that Item 33 would be considered in Executive Session.

**Clerk’s Note:** Items 33 and 34 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 33 and 34.

**Motion by Judge Biscoe and seconded by Commissioner Sonleitner** to reject the offer to settle in both cases.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

- 34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND CONSIDER SETTLEMENT, AND/OR TAKE APPROPRIATE ACTION IN RICARDO LAGRANGE V. SGT. CAUDLE #955 AND TRAVIS COUNTY, CAUSE NO. A-99-CA-838 JN, (FRASIER; CIVIL RIGHTS). <sup>1</sup> (1:53 PM) (3:22 PM)

Judge Biscoe announced that Item 34 would be considered in Executive Session.

**Clerk’s Note:** Items 33 and 34 are associated with one another and were called for concurrent discussion.

**Members of the Court agreed** to consider one Motion for Items 33 and 34. Please refer to Item 33 for a summary of the Court’s action on this Motion.

- 35. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN THE MATTER OF LETECIA MORENO V. TRAVIS COUNTY. <sup>1</sup> AND <sup>3</sup> (1:53 PM) (3:22 PM)

Judge Biscoe announced that Item 35 would be considered in Executive Session.

Item 35 postponed until March 28, 2000.

- 36. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER REGARDING CIP PROJECT NO. 97-21, PARCELS #13 AND #14; HOWARD LANE; (RIDGE INVESTORS, LTD., A TEXAS LIMITED PARTNERSHIP; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (1:53 PM) (3:22 PM)

Judge Biscoe announced that Item 36 would be considered in Executive Session.

**Motion by** Commissioner Sonleitner **and seconded by** Commissioner Gómez that the Court offer a settlement offer to the Harris Ridge Owners Association for Parcels 13 and 14 in the total amount of \$15,141.00, if the County can get a release on all claims by the Owners Association related to their interest in Howard Lane Condemnation cases.

**Motion carried:**

|  |         |
|--|---------|
| County Judge Samuel T. Biscoe              | yes     |
| Precinct 1, Commissioner Ron Davis         | yes     |
| Precinct 2, Commissioner Karen Sonleitner  | yes     |
| Precinct 3, Commissioner Todd Baxter       | abstain |
| Precinct 4, Commissioner Margaret J. Gómez | yes     |

- 37. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER SETTLEMENT OFFER REGARDING CIP PROJECT NO. 97-21, PARCEL #15; HOWARD LANE; (RIDGE INVESTORS, LTD., A TEXAS LIMITED PARTNERSHIP; CONDEMNATION). <sup>1</sup> & <sup>2</sup> (1:53 PM)

Item 37 postponed until March 28, 2000.

- 38. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT COUNTER OFFER OR MAKE SETTLEMENT OFFER, AND/OR TAKE APPROPRIATE ACTION IN ERIC PATRICK KNOX V. COY TURNER, ET AL; CAUSE NO. A-98-CA-547 SHC (FRASIER; EXCESSIVE FORCE/CIVIL RIGHTS). <sup>1</sup> (1:53 PM) (3:23 PM)

Judge Biscoe announced that Item 38 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Davis** to counter the offer to settle in the amount of \$2,000.00.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | no  |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

- 39. AUTHORIZE COUNTY ATTORNEY TO HIRE EXPERT(S) AND RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN; TIMOTHY BRUNER V. TRAVIS COUNTY ET AL., (TEXAS TORT CLAIMS ACT AND PERSONAL INJURY). <sup>1</sup> (1:53 PM) (3:23 PM)

Judge Biscoe announced that Item 39 would be considered in Executive Session.

**Motion by Judge Biscoe and seconded by Commissioner Baxter** to authorize the County Attorney’s Office at the appropriate time to hire appropriate experts to represent Travis County in the case.

**Motion carried:**

|  |     |
|--|-----|
| County Judge Samuel T. Biscoe              | yes |
| Precinct 1, Commissioner Ron Davis         | yes |
| Precinct 2, Commissioner Karen Sonleitner  | yes |
| Precinct 3, Commissioner Todd Baxter       | yes |
| Precinct 4, Commissioner Margaret J. Gómez | yes |

